



Eric Gonzalez  
District Attorney

DISTRICT ATTORNEY  
KINGS COUNTY  
350 JAY STREET  
BROOKLYN, NY 11201-2908  
(718) 250-2000  
WWW.BROOKLYNDA.ORG

[INSERT NAME]  
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]  
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: Dwayne Francis

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

---

**Disclosure # 1:**

NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS AGAINST THE MOS ARISING OUT OF INCIDENTS WHILE MOS FRANCIS WAS ASSIGNED TO NARCOTICS BOROUGH QUEENS AND ON DUTY:

**ALLEGATIONS:**

1. ON OR ABOUT JANUARY 9, 2013, MOS FRANCIS DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS FRANCIS FAILED TO INSPECT A TRAFFIC ENFORCEMENT AGENT'S DEPARTMENT IDENTIFICATION CARD.
2. ON OR ABOUT JANUARY 15, 2013, HAVING BEEN ORDERED BY A LIEUTENANT TO NOTIFY IAB OF AN ALLEGATION OF MISCONDUCT INVOLVING A MEMBER OF THE SERVICE, MOS FRANCIS DID FAIL AND NEGLECT TO OBEY SAID ORDER.
3. ON OR ABOUT JANUARY 15, 2013, HAVING VERIFIED THE IDENTITY OF A MEMBER OF THE SERVICE INVOLVED IN AN ALLEGATION OF MISCONDUCT, MOS FRANCIS DID FAIL AND NEGLECT TO NOTIFY THE INTERNAL AFFAIRS BUREAU COMMAND CENTER IN A TIMELY MANNER.

CASE STATUS: CLOSED ON 06/09/2014

PENALTY: SCHEDULE B COMMAND DISCIPLINE AND THE MOS FORFEITED TWO (2) VACATION DAYS.

**Disclosure # 2:**

MOS FRANCIS PLED GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGES AND SPECIFICATIONS WHILE MOS FRANCIS WAS ASSIGNED TO NARCOTICS BOROUGH QUEENS NORTH:

**ALLEGATIONS:**

1. ON OR ABOUT DECEMBER 6, 2012 AND MARCH 4, 2013, MOS FRANCIS DID FAIL TO MAKE COMPLETE AND ACCURATE ENTRIES IN HIS MEMO BOOK PERTAINING TO THE TRANSPORT OF A PRISONER AND FOR THE TIME PERIOD MEMBERS OF HIS NARCOTICS TEAM WERE PRESENT INSIDE A LOCATION.
2. ON OR ABOUT SEPTEMBER 4, 2013, MOS FRANCIS DID WRONGFULLY AND WITHOUT JUST CAUSE PREVENT OR INTERFERE WITH AN OFFICIAL DEPARTMENT INVESTIGATION, TO WIT: SAID MOS TOLD DEPARTMENT INVESTIGATORS THAT THE SIGNATURE ON A SUPPORTING DEPOSITION WAS NOT HIS, CAUSING A HANDWRITING ANALYSIS TO BE CONDUCTED TO CONFIRM THAT THE SIGNATURE WAS IN

FACT SAID MOS'S.

3. ON OR ABOUT MARCH 4, 2013, MOS FRANCIS DID WRONGFULLY CAUSE FALSE ENTRIES TO BE MADE IN DEPARTMENT RECORDS, TO WIT: SAID MOS DOCUMENTED IN THE NITRO SYSTEM THAT HE OBSERVED A MARIJUANA TRANSACTION WHICH WAS THE BASIS OF A DRUG ARREST, WHEN IN TRUTH HE HAD NOT PERSONALLY MADE THAT OBSERVATION.
4. ON OR ABOUT MARCH 4, 2013, MOS FRANCIS QUESTIONED AN INDIVIDUAL IN POLICE CUSTODY PRIOR TO READING THE REQUIRED MIRANDA WARNINGS TO SAID INDIVIDUAL.

CASE STATUS: CLOSED ON 07/27/2015

PENALTY: MOS PLACED ON DISMISSAL PROBATION FOR ONE (1) YEAR. IN ADDITION, THE MOS FORFEITED FORTY-FIVE (45) VACATION DAYS.

**Disclosure # 3:**

The People are aware of the following federal civil rights action(s) and/or state tort civil lawsuit(s) in which the indicated officer has been named as an individual defendant. Note, the disposition information may not be current:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Miguel Perez	507478/2013	Kings Co. Sup. Ct.	02/07/2014	-	<i>Disposed?</i>
James Papiashvili	13-CV-3411	S.D.N.Y.	05/21/2013	04/17/2014	Settlement without admission of fault or liability

**BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE  
UNAWARE OF ANY PENDING AND OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.**

Eric Gonzalez  
District Attorney  
Kings County